



PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298

FILED
9-23-16
03:50 PM

September 23, 2016

Agenda ID # 15183
Ratesetting

TO PARTIES OF RECORD IN APPLICATION 15-01-012:

This is the proposed decision of Examiner Nick Zajani. Until and unless the Commission hears the item and votes to approve it, the proposed decision has no legal effect. This item may be heard, at the earliest, at the Commission's October 27, 2016 Business Meeting. To confirm when the item will be heard, please see the Business Meeting agenda, which is posted on the Commission's website 10 days before each Business Meeting.

Parties of record may file comments on the proposed decision as provided in Rule 14.3 of the Commission's Rules of Practice and Procedure.

/s/ Richard Smith for
Karen V. Clopton, Chief
Administrative Law Judge

KVC:nkz;cem

Attachment

Decision **PROPOSED DECISION OF EXAMINER NICK ZANJANI** (Mailed 09/23/16)

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Application of Kiddy Cab Shuttle, Inc., a corporation, for a Certificate of Public Convenience and Necessity to operate as a Scheduled Passenger Stage corporation in the Cities of Woodland Hills, Canoga Park, and West Hills, California, and to establish a Zone of Rate Freedom.

Application 15-01-012
(Filed January 9, 2015)

DECISION DISMISSING APPLICATION

Summary

This decision dismisses the application of Kiddy Cab Shuttle, Inc. for a certificate of public convenience and necessity and to establish a Zone of Rate Freedom. This proceeding is closed.

Discussion

Kiddy Cab Shuttle, Inc. (Applicant), filed Application (A.)15-01-012 seeking Passenger Stage Corporation (PSC), authority to provide service under a certificate to transport school age children between the hours of 7:00 am to 7:00 pm, 7 days a week in Woodland Hills and Canoga Park, and to establish a Zone of Rate Freedom.

Decision (D.) 97-07-063 in Rulemaking 95-08-002 adopted rules applicable to carriers primarily engaged in the transportation of unaccompanied children¹ under the age of 18 years in vehicles that accommodate not more than 10 persons. These rules, contained in Appendix A of the decision, are applicable to

the requested service of Applicant and are in addition to any other requirements that apply to all PSCs. In accordance with the requirements of Appendix A of D.97-07-063, Applicant's Chief Executive Officer (CEO) shall have their name entered into the TrustLine Registry² prior to issuance of the PSC certification.

On June 14, 2016, Applicant's CEO, Nydia Sanchez Kimp, told the Consumer Protection and Enforcement Division (CPED) that she could not get her name enrolled in the TrustLine Registry in accordance with the requirements of Appendix A of D.97-07-063. The Applicant cannot fulfill the requirements of Appendix A of D. 97-07-063 to transport underage children and the application should therefore be dismissed.

Comments on Proposed Decision

The proposed decision of Examiner Zanjani in this matter was mailed to parties in accordance with Section 311 of the Public Utilities Code and comments were allowed under and Rule 14.3 of the Rules of Practice and Procedure. Comments were filed on _____, and reply comments were filed on _____ by _____.

Assignment of Proceeding

Nick Zanjani is the assigned Examiner in this proceeding.

¹ The term "unaccompanied children" as used in D.97-07-063 includes transportation of an affiliated adult accompanying a child during, or incidental to, the transportation at issue.

² The TrustLine Registry is a screening program of caregivers administered by the state Department of Social Services and the nonprofit California Child Care Resource and Referral Network. Caregivers registered with the TrustLine have been fingerprinted and have cleared a criminal background check by the state Department of Justice.

Findings of Fact

1. Applicant requests authority to operate as a PSC to transport children under the age of 18 years.
2. Applicant failed to enroll in the TrustLine Registry as required by D.97-07-063 to transport underage children.

Conclusions of Law

- (1) The application should be dismissed because the applicant failed to meet the requirements of D.97-07-063.
- (2) The proceeding should be closed.

O R D E R

IT IS ORDERED that:

1. The application of Kiddy Cab Shuttle, Inc. is dismissed.
2. This proceeding is closed.

This decision is effective today.

Dated , _____ at San Francisco, California.